

Attorney's Docket No. 038190/271237

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Thaddeus M. Jakubowski, Jr. Confirmation No.: 1350
Appl. No.: 10/780,521 Group Art Unit: 3644
Filed: February 16, 2004 Examiner Tien Quang Dinh
For: STORE EJECTION SYSTEM WITH DISPOSABLE PRESSURE
VESSEL AND ASSOCIATED METHOD OF OPERATION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(c)

I, Nicholas F. Gallo, am an attorney of record of the disclaimant, The Boeing Company, and am authorized to execute this disclaimer on behalf of The Boeing Company. The disclaimant, The Boeing Company, having a principal place of business at 100 N. Riverside Plaza, Chicago, Illinois 60606-1595, is the owner of all right, title, and interest in the above-identified application, by Assignment filed February 16, 2004, and recorded at Reel 014999, Frame 0494.

The disclaimant hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of United States Patent No. 6,758,441, issued July 6, 2004, and United States Patent No. 6,764,048, issued July 20, 2004, each entitled *Store Ejection System With Replaceable Pressure Vessel*, which patents were assigned to the above-identified disclaimant by an Assignment recorded July 25, 2002, at Reel 013154, Frame 0391.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,758,441 and U.S. Patent No. 6,764,048, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application which is prior to the expiration of the full statutory term of U.S. Patent No. 6,758,441 or U.S. Patent No. 6,764,048, in the event that either patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is

In re: Thaddeus M. Jakubowski, Jr.
Appl. No.: 10/780,521
Filing Date: February 16, 2004
Page 2

statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(c), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Respectfully submitted,



Nicholas F. Gallo
Registration No. 50,135

Date: Nov. 15, 2004

Customer No. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Charlotte Office (704) 444-1000
Fax Charlotte Office (704) 444-1111

CLT01/4680534v1